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Mr. S. Satyamurti :—" In view of the statutory provision contained in the Act, the Kazi Act, may I know why the local Government did not themselves consult the principal Muhammadan residents, but left it to a subordinate officer ? "

The hon. Diwan Bahadur M. Krishnan Nayar :—" The Collector is the agent of the Government."

Mr. G. Harisarvottama Rao :—" May I know if they did not protest even before this appointment ? "

The hon. Diwan Bahadur M. Krishnan Nayar :—" There was no protest before this appointment."

Appointment of a committee for selecting the Kazi of Madras.

* 480 Q.—Mr. Abdul Hamid Khan : Will the hon. the Law Member be pleased to state—

(*a*) whether G.O. No. 1909, Judicial, dated 10th August 1880, has been cancelled by the Government or is still in force ;

(*b*) whether the Government followed the procedure laid down by the said Government Order in appointing Mr. Fasi-ud-din ;

(*c*) whether under the said Government Order the Government are bound to appoint a committee to select the fittest person for the office of the Kazi and, if so, whether they consulted such a committee in appointing Mr. Fasi-ud-din ; and

(*d*) whether it is a fact that the Government had communicated the said Government Order to all the District Collectors at the time in order that the procedure laid down there may be followed in the appointment of Kazis ?

A.—(*a*) The Government Order has not been cancelled.

(*b*) & (*c*) A copy of the Government Order [a] is placed on the table of the House. It will be observed that the Government Order did not lay down any definite procedure to be followed in all cases of appointment of a Kazi for the Madras City.

(*d*) No.

Mr. Abdul Hamid Khan :—" May I know from the hon. the Law Member whether a large majority of the people that seemed to have been consulted were not in favour of the other gentleman who should have been appointed, namely, Kazi Moulvi Habib-ul-la ? "

The hon. Diwan Bahadur M. Krishnan Nayar :—" No, Sir ; a large number were in favour of both." (Cries of 'Oh, Oh' from Opposition.)

Mr. Abdul Hamid Khan :—" Very wonderful that the Government should secure a large body of opinion in favour of both. I do not know on what basis the Government elected one of them ? "

The hon. Diwan Bahadur M. Krishnan Nayar :—" The Government consulted the Collector as I already said."

a Printed as Appendix II on page 345 infra.

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Mr. ABDUL HAMID KHAN :—" The hon. the Law Member says that there is a large body of opinion in favour of both. May I know on what basis the Government appointed the particular person ? "

The hon. Diwan Bahadur M. KRISHNAN NAYAR :—" Government have taken all facts into consideration and come to the conclusion to the best of their lights."

Mr. ABDUL HAMID KHAN :—" What are the lights ? There is only one light ? "

The hon. Diwan Bahadur M. KRISHNAN NAYAR :—" By consultation."

Mr. S. SATYAMURTI :—" I want to know whether the Government really took the opinions of these people in appointing either the one or the other ? "

The hon. Diwan Bahadur M. KRISHNAN NAYAR :—" Yes."

Mr. S. SATYAMURTI :—" In favour of both ? "

The hon. Diwan Bahadur M. KRISHNAN NAYAR :—" In favour of the particular individual."

Mr. S. SATYAMURTI :—" On whose opinions ? "

The hon. Diwan Bahadur M. KRISHNAN NAYAR :—" On the opinion of the persons consulted."

Mr. S. SATYAMURTI :—" Who are in favour of both ? "

The hon. Diwan Bahadur M. KRISHNAN NAYAR :—" You must ask the Collector for that." (An hon. Member : ' We must ask the Government.')

The hon. the PRESIDENT :—" It will be very convenient to the House if the Member puts the supplementary question after I mention his name."

Mr. BASHEER AHMAD SAYEED :—" May I know, Sir, if the order has not been cancelled, what was the special reason for the Government to follow a special procedure in this case except it be at the instance of the hon. the Home Member whose election agent was the nominee of the Government ? " 11-45 a.m.

The hon. Diwan Bahadur M. KRISHNAN NAYAR :—" I deny the allegation made by my hon. Friend, Mr. Basheer Ahmad."

Mr. BASHEER AHMAD SAYEED :—" On what basis, Sir ? "

The hon. Diwan Bahadur M. KRISHNAN NAYAR :—" I asked the hon. the Home Member himself. He has denied it."

Mr. BASHEER AHMAD SAYEED :—" May I ask the hon. the Home Member himself to deny it on the floor of this House, Sir ? "

Resolutions and memorials recommending the appointment of Habib-ul-la as the Kazi of Madras.

* 481 Q.—Mr. ABDUL HAMID KHAN : Will the hon. the Law Member be pleased to state—

(*a*) the number of public meetings, resolutions of which were communicated to the Government in support of Moulvi Mufthy Haji Habib-ul-la and the places where each of such meetings was held (1) in the City, (2) in the mufassal ;